



EDMS

State of Louisiana

Department of Environmental Quality



KATHLEEN BABINEAUX BLANCO
GOVERNOR

MAY 27 2005

MIKE D. McDANIEL, Ph.D.
SECRETARY

CERTIFIED MAIL 7004 1160 0001 9950 6478
RETURN RECEIPT REQUESTED

Thomas E. Mesevage
Safety, Health and Environmental Counsel
Cytec Industries, Inc.
Fortier Plant
10800 River Road
Westwego, LA 70094

RE: Cytec Industries, Inc.
Request for Temporary Variance
PER2005009; Agency Interest # 1357
LAD 008 175 390

Dear Mr. Mesevage:

The Department of Environmental Quality is in receipt of your letter, dated May 23, 2005, in which Cytec Industries, Inc. requests an allowance to continue to manage hazardous waste streams generated by Cyro Industries, a subsidiary owned by Degussa Corporation.

The Department hereby approves this request for the remaining term of the original permit. Cytec Industries is allowed to accept the transfer of waste streams into Cytec Miscellaneous Effluent Tanks (MET) Nos. 1, 2 and ultimately dispose via deep well injection under the terms and conditions of its present hazardous waste permit and underground injection well exemption. In addition, the container storage building may be utilized by Cyro Industries until such time that this area is properly addressed in the change to the restricted commercial status of the facility.

This allowance is contingent upon the following:

1. submittal of a Notice of Hazardous Waste Activity (HW-1), Revised EPA RCRA Hazardous Waste Part A Permit Application (Form 8700-23), and 1701 Addendum to Permit Application per LAC 33.I.1701; Identification of commercial waste streams, impacted units, and restricted commercial status should be specified appropriately on forms;
2. submittal of a written agreement containing a specific date for the transaction (should include signatures of both parties);



Cytec Industries, Inc.

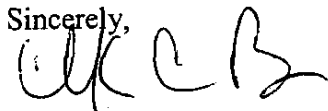
AI # 1357

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3. submittal of an addendum to the previously submitted permit renewal application, stating that the status of the permit will be changed to a restricted commercial facility, and identifying those changes regarding the restricted status;
4. submittal of specific provisions of the written agreement in regards to liability issues at the facility. The following responsibilities must be fully delineated:
 - a. waste management for all waste streams that may be affected by this transaction (from initial generation to ultimate disposal, and all points in between including transportation/conveyance, storage, and treatment);
 - b. corrective action for all areas that may be affected by this transaction (i.e., how potential historical and future releases will be addressed);
5. updates to financial requirements (LAC 33.V.Chapter 37) must be submitted; and
6. appropriate entities within U.S. Environmental Protection Agency Region 6 and State of LA Department of Natural Resources must be provided correspondence regarding this transaction.

Cytec must submit this information within fourteen days of receipt of this letter. Cytec will be notified, if any additional information or documentation is required. Please reference your Agency Interest No. (1357), Facility ID No.(LAD 008 175 390), and PER 2005009 on all future correspondence pertaining to this matter. Should you have any questions, please contact Toni Metoyer Booker at (225) 219-0956.

Sincerely,



Chuck Carr Brown, Ph.D.
Assistant Secretary

tmb

cc: Cathy Carter, USEPA Region 6
Lou Buatt, OS-Legal